



U.S. DEPARTMENT OF TRANSPORTATION

FEDERAL HIGHWAY ADMINISTRATION

CALIFORNIA DIVISION

650 Capitol Mall, Suite 4-100

Sacramento, CA. 95814

April 22, 2005

IN REPLY REFER TO

HDA-CA

Document #: S47186

Mr. Will Kempton, Director
California Department of Transportation
1120 N Street
Sacramento, CA 95814

Attention: Ross Chittenden, Transportation Programming, MS-82

Dear Mr. Kempton:

SUBJECT: Kern Council of Governments' 2004 Federal Transportation Improvement Program
Amendment No. 5

The Federal Highway Administration (FHWA) has completed its review of the Kern Council of Governments' (KCOG) 2004 Federal Transportation Improvement Program (FTIP) Amendment No. 5 submitted by your letter dated April 5, 2005. KCOG adopted this amendment on March 17, 2005, and it adds projects funded from the Regional Surface Transportation program and Congestion Mitigation and Air Quality program.

Pursuant to the July 15, 2004, *Memorandum of Understanding between the Federal Highway Administration, California Division, and the Federal Transit Administration, Region IX*, FHWA approves this amendment in accordance with 23 CFR 450. We also find that the amendment was developed based on a continuing, cooperative, comprehensive transportation planning process in accordance with 23 USC 134 and Section 5303 of the Federal Transit Act (49 USC 53). The changes made to the FTIP by this amendment do not result in the need to make a conformity determination. Therefore, we find that the FTIP continues to conform to the applicable State Implementation Plan.

This letter also constitutes approval and inclusion of KCOG's 2004 FTIP Amendment No. 5 into California's 2004/2005 Federal Statewide Transportation Improvement Program. However, this approval does not constitute project eligibility determinations for any specified program funding.

If you have any questions regarding this action, please call Mayela Sosa with FHWA at (916) 498-5022 or Paul Page with FTA at (415) 744-2734.

Sincerely,

/s/ Mayel Sosa

/s/ Leslie T. Rogers

Leslie T. Rogers
Regional Administrator
Federal Transit Administration

For
Gene K. Fong
Division Administrator
Federal Highway Administration

